Los Angeles County Sheriff's Department
Supervisor's Report on Use of Force

Incident Information

URN:	919-13942-2607-145
Date:	09/24/19
Time:	1020 hours
Location:	[redacted] E. Avenue S
City or Station:	Palmdale
Bureau/Station/Facility:	North Patrol Division/Palmdale Station
Admin. Investigation:	○ YES ◉ NO
Type of Force:	Control Holds / Resisted Handcuffing / Takedown
Incident Category:	○1 ○2 ◉3
Deputy Injury:	◉ YES ○ NO
Suspect Injury:	◉ YES ○ NO
	[X] Call [ ] Observation [ ] Detail [ ] Foot Pursuit [ ] Vehicle Pursuit
IAB Notified:	◉ YES ○ NO
Person Notified:	Lt. Grall
Emp:	[redacted]
IAB Roll Out:	◉ YES ○ NO

Involved Employee

E1

Employee #	[redacted]
Last Name	Kinsey
First Name	Cameron
Middle I.	
Rank	DSG
Sex:	◉ M ○ F
Race:	W
Height:	5-09
Weight:	200
Age:	[redacted]
Shift:	○ EM ◉ Day ○ PM
	◉ Regular Shift ○ OT Shift ○ Off Duty
Unit of Assignment:	Palmdale Station
Work Assignment (Unit #, Module, etc.):	264
Individual Force Used:	Control Holds / Resisted Handcuffing / Takedown
	○ Directed ○ Rescue ○ Medical Assist
Individual Category	○1 ○2 ◉3
	[X] Injured [X] Treated [ ] Admitted
Facility:	Proactive Health Works, Palmdale
Coroner Case #	

E_

Employee #	
Last Name	
First Name	
Middle I.	
Rank	
Sex:	○ M ○ F
Race:	
Height:	
Weight:	
Age:	
Shift:	○ EM ○ Day ○ PM
	○ Regular Shift ○ OT Shift ○ Off Duty
Unit of Assignment:	
Work Assignment (Unit #, Module, etc.):	
Individual Force Used:	
	○ Directed ○ Rescue ○ Medical Assist
Individual Category	○1 ○2 ○3
	[ ] Injured [ ] Treated [ ] Admitted
Facility:	
Coroner Case #	

E_

Employee #	
Last Name	
First Name	
Middle I.	
Rank	
Sex:	○ M ○ F
Race:	
Height:	
Weight:	
Age:	
Shift:	○ EM ○ Day ○ PM
	○ Regular Shift ○ OT Shift ○ Off Duty
Unit of Assignment:	
Work Assignment (Unit #, Module, etc.):	
Individual Force Used:	
	○ Directed ○ Rescue ○ Medical Assist
Individual Category	○1 ○2 ○3
	[ ] Injured [ ] Treated [ ] Admitted
Facility:	
Coroner Case #	

[ ] Additional Involved Employees

On Duty Supervisor

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Anderson	Phillip	E.	Sgt.	YES ○ NO ◉	YES ○ NO ◉

Supervisor Completing Investigation

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Ruiz	Andy	U.	Sgt.	YES ○ NO ◉	YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp. #	Last Name	First Name	Middle I.	Rank
[redacted]	Walker	Deryl	T.	Lt.

[signature] 03/26/20
Watch Commander / Supervising Lieutenant's **Signature:** Date

Copy Provided to Employee by: Emp #:

William E. Jaeger [signature] [redacted] 5/6/20
Unit Commander **(Print Name)** Unit Commander's **Signature**: Emp #: Date

DISCOVERY Use Only
FO#

[ ] PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

Supervisor's Report on Use of Force
SUSPECT INFORMATION

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Suspect Information

S 1

Last Name: Zonver | First Name: John | Middle Name: George | Armed? Select: Not Armed

AKA Last Name: ------- | First Name: ------- | Middle Name: -------

Sex: (●) Male ( ) Female | Race: W | Age: 40 | Height: 5-07 | Weight: 185 | D.O.B: 12/01/78 | Phone #1: ( ) H ( ) W ( ) C (none) | Phone #2: ( ) H ( ) W ( ) C

Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Booking #: 5755-219 | Primary Charge Code: 69 PC | Secondary Charge Code: 11550 HS | [redacted] Criminal History

Treated on Scene? (●) YES ( ) NO | Name: LA County Fire | Unit: Engine 93 | Phone #: 661-533-8096

Hospital Admission? ☐ | Rec'd Treatment At: Palmdale Reg Med Cntr | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: John Stroh, MD | Address: 38600 Medical Center Drive, Palmdale | Phone #: (661) 382-5000

Under Influence: (●) YES ( ) NO | Substance: CNS Stimulant | 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: 09/24/19 | Time: 1432 | ☒ Audiotape: | ☒ Videotape: | ☒ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

9 1 9 - 1 3 9 4 2 - 2 6 0 7 - 1 4 5

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift: ◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift: ◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift: ◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	(NMN)	25	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	(NMN)	23	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	66	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	---

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		15	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	---

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	54	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	---

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☐ **Additional Witness**

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Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Zonver	S #1	Kinsey	E #1	UC	NN	--
Kinsey	E #1	Zonver	S #1	CT	NN	WR
Zonver	S #1	Kinsey	E #1	RS	NN	--
Kinsey	E #1	Zonver	S #1	CT	NN	AR
Zonver	S #1	Kinsey	E #1	HR	NN	--
Kinsey	E #1	Zonver	S #1	TD	FR	SH
Zonver	S #1	Kinsey	E #1	RS	NN	--
Kinsey	E #1	Zonver	S #1	CT	NN	AR
Kinsey	E #1	Zonver	S #1	RH	NN	WR

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT: **Category 3 Use of Force**

IAB FILE NUMBER: **FO 2494437**

URN#: **919-13942-2607-145**

DATE/TIME: **September 24, 2019, 1020 hours**

LOCATION: [redacted] **E. Avenue S, Palmdale**

SYNOPSIS

On Tuesday, September 24, 2019, an Internal Affairs Bureau (IAB) Force and Shooting Rollout Team comprised of Lieutenant David Grall and Sergeant Andy Ruiz responded to Palmdale Station (PLM) regarding a Category 3 use of force wherein the suspect reportedly sustained a fracture to his left clavicle.

All reports involving this incident, including actions and observations by the involved employee, are submitted **[Exhibit A]**.

INCIDENT

On Tuesday, September 24, 2019, at 1013 hours, the manager of a Starbucks coffee shop (Witness [redacted]) called Palmdale Station to report a male white transient by the name of John (Suspect Zonver) was refusing to leave the location. A call for service was generated indicating a business disturbance and trespassing was occurring under incident #PLM19267-0114 **[Incident History Report for Tag #114, dated September 24, 2019 in Miscellaneous Documents]**.

> **IAB Note:** **The audio containing Witness [redacted] call to Palmdale Station is attached [Exhibit B, DVD #1, Call to PLM Station].**

The call was dispatched through the Sheriff's Communication Center (SCC) by voice at approximately 1018 hours **[Exhibit B, DVD #1, Dispatch 15]**. Deputy Kinsey (Unit 264) was assigned to handle the call along with an assisting unit. Deputy Kinsey initiated communication over the Sheriff's Department, Palmdale Metro tactical, radio frequency in an effort to coordinate the call. The assisting

unit did not acknowledge Deputy Kinsey's transmission **[Exhibit B, DVD #1, PLM Metro]**.

IAB Note: Palmdale Metro is local tactical channel separate from the station dispatch channel. It is used for tactical coordination within a station area.

Deputy Kinsey was less than one mile away from the Starbucks location and arrived on scene in approximately one minute. He parked his patrol car in front of the Starbucks entrance, exited his patrol car, and entered the shop through the sole entrance door. Deputy Kinsey had knowledge Starbucks management had given authorization to the Sheriff's Department to make trespassing arrests of persons that did not have a lawful purpose at the location. Deputy Kinsey also had knowledge Suspect Zonver had been the subject of trespassing complaints at the location in the past.

When Deputy Kinsey entered Starbucks, he recognized and saw Suspect Zonver seated at a table along the south wall. Suspect Zonver had his back toward the entrance and did not notice Deputy Kinsey. Deputy Kinsey approached Suspect Zonver and greeted him. Deputy Kinsey asked Suspect Zonver to step outside. Deputy Kinsey calmly spoke with Suspect Zonver in an effort to convince him to voluntarily comply. Suspect Zonver was reluctant to comply with Deputy Kinsey's request and claimed he was not doing anything wrong.

In a further effort to gain Suspect Zonver's compliance to exit the Starbucks, Deputy Kinsey used his left hand to take hold of Suspect Zonver's left wrist. Deputy Kinsey placed the palm of his right hand on the shoulder blades of Suspect Zonver and asked him to stand up. Suspect Zonver looked at Deputy Kinsey, kept his left hand on the table in front of him, and in a rapid speech repeatedly told Deputy Kinsey, "Leave me alone," and, "I didn't do anything wrong."

Deputy Kinsey continued to speak to Suspect Zonver in an effort to calm him and get him to comply with his requests. Deputy Kinsey succeeded in getting Suspect Zonver to voluntarily stand up. As Suspect Zonver stood up, Deputy Kinsey took a position behind Suspect Zonver, maintained control of Suspect Zonver's left wrist, and guided it behind Suspect Zonver's back. At the same time, Deputy Kinsey guided Suspect Zonver's right arm behind Suspect Zonver's back by cupping his (Deputy Kinsey's) right hand around Suspect Zonver's upper right arm and sliding his (Deputy Kinsey's) hand down to take control of Suspect Zonver's right hand. Deputy Kinsey then placed Suspect Zonver's hands together with the fingers interlaced in a position ready to be handcuffed.

Suspect Zonver tensed his right arm as his hands were placed together. He looked over his right shoulder toward the door and shifted his body weight to the

right as Deputy Kinsey held, with his left hand, Suspect Zonver's interlaced fingers. Deputy Kinsey retrieved a set of handcuffs with his right hand and handcuffed Suspect Zonver's left wrist. When the handcuff was applied, Suspect Zonver shifted his body weight to the left. Deputy Kinsey used his left hand to hold onto the closed strands of the handcuff that had not been applied. Deputy Kinsey used his right hand to grab Suspect Zonver's right bicep in an effort to prevent Suspect Zonver from turning to the left out of Deputy Kinsey's control. Upon grabbing Suspect Zonver's right bicep, Suspect Zonver pulled his right arm forward, away from Deputy Kinsey's control, closed his hand into a fist, and spun his body to the left.

IAB Note: Handcuffs are comprised of two cuffs linked by a chain or hinge. Each cuff has a rotating single strand (arm) with teeth. The single strand ratchets in between a double strand to create a closed loop.

Fearing Suspect Zonver would punch him, Deputy Kinsey moved to his right, remaining behind Suspect Zonver, while continuing to control Suspect Zonver's handcuffed left wrist behind his back. Deputy Kinsey placed his right hand high on Suspect Zonver's right shoulder at the base of the neck. Using Suspect Zonver's forward momentum as he was spinning, Deputy Kinsey applied force, through a pulling and pushing motion of Suspect Zonver's right shoulder, to effect a takedown of Suspect Zonver by spinning him onto the floor. Suspect Zonver fell facedown onto his chest and stomach on the floor, and Deputy Kinsey landed on his right knee to the left of Suspect Zonver.

IAB Note: The impact of Deputy Kinsey's right knee on the tiled floor resulted in injury to Deputy Kinsey's right knee and right hip. The force of the impact caused upward pressure from the knee to the femur which affected his hip.

Deputy Kinsey maintained Suspect Zonver's handcuffed hand in his grip during the fall. He moved Suspect Zonver's left arm behind his (Suspect Zonver's) back without any resistance and ordered Suspect Zonver to place his right hand behind his back. Suspect Zonver produced his right hand out from under his body and rested it on the floor. As Deputy Kinsey reached to grab Suspect Zonver's right arm in order to fully handcuff him, Suspect Zonver began yelling and kicking his feet. Deputy Kinsey knelt across Suspect Zonver's lower back with his right leg. He grabbed Suspect Zonver's right arm with his right hand. Suspect Zonver tensed his right arm in resistance. Deputy Kinsey gave Suspect Zonver commands again to place his hand behind his back. Suspect Zonver complied and allowed Deputy Kinsey to fully handcuff him behind the back.

At 1021 hours, Deputy Kinsey requested the duplex patch and broadcasted over the Sheriff's Department, Dispatch 15, radio frequency a request for assistance. Deputy Kinsey held Suspect Zonver down on the floor until additional deputy personnel arrived to assist in standing Suspect Zonver up off the floor and escorting him outside to the back seat of Deputy Kinsey's patrol car. A "Code 4" was broadcasted, and a fire department medical response was summoned for Suspect Zonver.

IAB Note: **Normal Dispatch 15 radio frequency communication is only heard by SCC. The "duplex patch" is a process where all radio communications are patched together. This allows deputies to hear and communicate with each other.**

IAB Note: **"Code-4" is a radio code used to indicate "no further assistance needed."**

Suspect Zonver was arrested for Trespassing in violation of Penal Code section 602.1(a), Resisting a Peace Office in violation of 69 PC, and Under the Influence of a Controlled Substance in violation of Health and Safety Code section 11550(a). Subsequent to arrest, a glass pipe used to ingest methamphetamine was seized from Suspect Zonver's person. He was additionally charged with Possession of Drug Paraphernalia in violation of Health and Safety Code section 11364(a).

At the time of arrest, Suspect Zonver complained of pain to his left shoulder. He was transported to Palmdale Medical Regional Center for medical clearance where it was determined Suspect Zonver had a fractured left clavicle.

Deputy Kinsey reported the force he used to Palmdale Field Sergeant, Sergeant Phillip Anderson, #[redacted] (Unit 260S). No other personnel witnessed or applied force during the incident.

VIDEO REVIEW

The use of force incident occurred outside the Starbucks video surveillance system's field of view. No recorded video by bystanders or witnesses was discovered.

INVOLVED EMPLOYEE AND WORK HISTORY

Cameron Kinsey, Deputy Sheriff, #[redacted]
North Patrol Division
Palmdale Station

Work History

Date of Employment: January 13, 2014
Date Assigned to Palmdale Station: June 25, 2017
Date Completed Patrol Training: [redacted]
Prior Founded Force Incidents:

Equipment Worn On Person

On January 24, 2019, Deputy Kinsey was wearing his Class "A" uniform with a Sam Browne duty belt. The equipment worn on his duty belt included:

Glock, Model 17, 9mm, pistol
Magazine pouch with four (4) fully loaded magazines
Handcuffs (2 pairs)
Oleoresin Capsicum (OC/Pepper) spray
Handheld radio
Taser

SUSPECT INFORMATION

John Zonver
Male, White, DOB: December 1, 1978, 5'07", 185 pounds
[redacted]
CII # [redacted], MAIN # [redacted], FBI # [redacted]

Suspect Zonver's criminal history prior to this use of force revealed he had [redacted]

> **IAB Note:** **Suspect Zonver's booking documents and Consolidated Criminal History Report is included with this investigation [Exhibit C].**

INJURIES

Suspect John Zonver

On September 24, 2019, Doctor John Stroh, the attending physician at Palmdale Regional Medical (PRM) Center, medically cleared Suspect Zonver to be booked. Doctor Stroh diagnosed Suspect Zonver with a closed left clavicular fracture with an undetermined age **[Exhibit D, Page 17]**. The radiologist's

(Stephen Greenberg, MD) findings from PRM related to the X-ray impressions stated the following:

The margins of this clavicular fracture have the appearance of a subacute or older fracture with some resorption at the fracture line, smooth margins, rather than the more sharply demarcated fracture lines are seen in acute injury. However, for a 40-year-old to have no callus formation in the face of this fracture is also somewhat unusual unless the he was continuing to use of a shoulder as if there was no injury, preventing the formation of callus. As there are no comparison images, the determination will need to be made by clinical history, physical exam, and if necessary MRI **[Exhibit D, Page 58]**.

IAB Note: No MRI was conducted on Suspect Zonver at PRM or while he was treated by Correctional Health Services.

IAB investigator made attempts to contact Doctor Greenberg over the phone for clarification as to whether or not Suspect Zonver's fracture was a fresh injury consistent with the force used by Deputy Kinsey or a pre-existing injury. IAB investigators spoke with Palmdale Regional Medical Center, Risk Management Supervisor Deborah Slaughter. Ms. Slaughter explained Doctor Greenberg does not make it a practice to comment further on his findings; however, she agreed to provide Doctor Greenberg IAB investigator's request for a further opinion.

IAB Note: Doctor Greenberg did not contact IAB investigators.

IAB investigators consulted with Correctional Health Services, Chief Physician Nickolay Teophilov, regarding the fracture to Suspect Zonver's left clavicle. Doctor Teophilov reviewed Doctor Greenberg's findings along with X-rays taken by Correctional Health Services of Suspect Zonver's left clavicle on September 25, 2019. Doctor Teophilov estimated the fracture to be 7 to 20 days old; however, he referred IAB investigators to seek further evaluation from a radiologist for an expert opinion.

IAB investigators contacted Correctional Health Services radiologist Fahim Gheybi, MD at Twin Towers Correctional Facility. Doctor Gheybi stated he reviewed the X-ray of Suspect Zonver's clavicle and determined it was fractured **[Exhibit D, Page 77]**. When asked for an opinion as to whether the fracture was fresh, pre-existing, or undetermined, Doctor Gheybi stated the injury was acute (fresh). He did not elaborate on why he believed the injury was fresh and deferred to the Correctional Health Services Radiology Alert indicating no further information was requested by the attending Correctional Health Services physician **[Exhibit D, Page 72]**.

IAB Note: **Suspect Zonver's PRM Medical Record with Booking Clearance documents and Correctional Health Services Medical Record included [Exhibit D].**

Deputy Cameron Kinsey

Inflammation and internal bruising to the right knee and hip.

PHYSICAL EVIDENCE

No physical evidence related to the use of force was collected.

Digital video taken by Palmdale Station of Suspect Zonver's interview immediately following the use of force incident, along with digital video of witness interviews, digital video of the scene where the use of force occurred, and digital video of Suspect Zonver's interview with the watch commander (WC) were provided to IAB investigators **[Exhibit B, DVD #1, PLM-Video]**.

Thirteen (13) digital photographs, taken by Palmdale Station personnel following the incident, depicting Suspect Zonver's head, hands, legs, and upper torso, along with digital photographs depicting Deputy Kinsey's knee injury were also submitted to IAB investigators **[Exhibit B, DVD #1, PLM-Suspt Photos & PLM-Dep Photos]**.

INVESTIGATOR'S OBSERVATIONS

The Starbucks shop where the incident occurred was located on the property of a shopping center consisting of several buildings and retail businesses. The Starbucks Coffee shop was a free-standing building with windows that faced south, a drive-thru window on the north, and a customer entrance door on the west side of the building.

The interior of the Starbucks shop consisted of eight tables with chairs staggered along the south wall, a merchandise display case along the east wall, and the cash register with coffee service counter along the north side. The flooring was tile. IAB investigators noticed several surveillance cameras within the business. Management allowed IAB investigators to look at the monitors capturing surveillance footage from the cameras. IAB investigators observed that none of the camera angles captured the table where the use of force incident occurred. The cameras monitored the cash register, counter, merchandise display, and drive-thru areas.

WEAPONS USED BY DEPUTY PERSONNEL

None

WEAPONS USED BY SUSPECT ZONVER

None

PROPERTY DAMAGE

None

CRIMINAL INVESTIGATION AND CHARGES FILED

Investigator:	Palmdale Station Detective Bureau Detective Jasmyn Arredondo, #[redacted]
Court:	Antelope Valley Courthouse
Felony Charge:	Resisting Executive Officer, 69 PC
Misdemeanor Charges:	Obstructing Business Operator, 602.1(a) PC Possession of Narcotic Smoking Device, 11364 HS

IAB Note: On September 26, 2019, the Los Angeles County District Attorney's Office filed the above felony and misdemeanor charges against Suspect Zonver under court case #MA077304 [Miscellaneous Documents].

IAB Note: On October 24, 2019, Suspect Zonver pled no contest to 69 PC. The 602.1(a) PC and 11364 HS violations were dismissed during the plea agreement. He was sentenced to 36 months in State prison.

LIGHTING AND WEATHER CONDITIONS

The scene was illuminated by interior lights within the business coupled with natural light emitting through several windows. The weather was sunny with hot outdoor temperatures.

INTERVIEW STATEMENTS

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions.

INVOLVED EMPLOYEE STATEMENT

Deputy Cameron Kinsey

On February 19, 2020, Deputy Cameron Kinsey was interviewed by IAB investigators at Internal Affairs Bureau. Deputy Kinsey was represented by Attorney Susan Jerich during the interview.

Deputy Kinsey told IAB investigators he was working a single deputy routine patrol assignment on AM Shift, September 24, 2019, as Unit 264.
At approximately 1015 hours, he along with an assisting unit received a call for service involving a business disturbance at the Starbucks Coffee shop located at 4631 East Avenue S, in Palmdale **[Incident History Report for Tag #114, dated September 24, 2019 in Miscellaneous Documents]**.

Deputy Kinsey explained he was familiar with the disturbing party (Suspect Zonver) described in the call from prior contacts. He knew Suspect Zonver to be a transient living in the area. Deputy Kinsey had provided homeless outreach service information to Suspect Zonver in the past, and Suspect Zonver interacted positively with him during those contacts. Deputy Kinsey said Suspect Zonver had been cooperative with him other than occasionally running away upon seeing a law enforcement presence. Deputy Kinsey also had knowledge Suspect Zonver was a regular source of complaints at the location.

Deputy Kinsey said he intended to arrest Suspect Zonver if he was at the location when he arrived. Deputy Kinsey believed Suspect Zonver would return to the location and the disturbance would continue to occur if Suspect Zonver was given the opportunity to leave.

Deputy Kinsey drove into the shopping center, where the Starbucks Coffee shop is located, from 47th Street East. He proceeded through the parking lot of the shopping center toward the Starbucks, which was located on the opposite side of the shopping center off of East Avenue S. He parked in front to the Starbucks entrance, exited his patrol car, and entered the shop.

> **IAB Note: The entrance off of 47th Street East is out of view of the Starbucks and requires driving through a parking lot maze to reach the Starbucks shop.**

Deputy Kinsey saw Suspect Zonver seated at a table along the south wall facing toward the east wall. All the patrons in the shop were female with the exception of Suspect Zonver. Suspect Zonver was also wearing a blue bandana as indicated in the call. Suspect Zonver's back was toward the entrance. Deputy Kinsey saw Suspect Zonver was slowly swaying from left to right while seated, and he was slightly hunkered over looking down at the table in front of him.

Deputy Kinsey walked over to Suspect Zonver, stood to the left of him, and greeted him by his first name. Deputy Kinsey saw Suspect Zonver had earphones in his ears. Suspect Zonver looked up at Deputy Kinsey and appeared "surprised" by his presence.

Suspect Zonver took the earphones out of his ears. Deputy Kinsey asked Suspect Zonver how he was doing and asked him to step outside so they could talk. Suspect Zonver stared at Deputy Kinsey and did not comply with the request. Deputy Kinsey gripped Suspect Zonver's left wrist with his left hand and rested the palm of his right hand on Suspect Zonver's shoulder blades. Suspect Zonver did not resist Deputy Kinsey's control. Deputy Kinsey asked Suspect Zonver to stand up and again requested he walk outside. Suspect Zonver responded in a rapid speech by saying, "Leave me alone. I didn't do anything. There's nothing wrong. Just go away." Deputy Kinsey recognized Suspect Zonver displayed the objective symptoms of someone under the influence of a central nervous system stimulant and believed Suspect Zonver had recently ingested methamphetamine. The symptoms included dilated pupils, a fast radial pulse, and Suspect Zonver grinding his teeth.

Deputy Kinsey told Suspect Zonver to calm down. Deputy Kinsey talked to Suspect Zonver for approximately 30 to 45 seconds until he gained his cooperation and convinced him to stand up. As Suspect Zonver stood up, Deputy Kinsey gave him commands to place his hands behind his back. Deputy Kinsey guided Suspect Zonver's arms behind his back while giving Suspect Zonver commands to interlace his fingers.

At this time, Suspect Zonver looked to his right toward the entrance/exit door of the shop and shifted his weight to his right leg. Deputy Kinsey maintained control of Suspect Zonver's interlaced fingers with his left hand and placed a handcuff on Suspect Zonver's left wrist with his right hand. Suspect Zonver then shifted his weight to the left as Deputy Kinsey attempted to handcuff his right wrist. While maintaining a grip of his interlaced finger with his left hand, Deputy Kinsey took hold of the closed handcuff strand with his left thumb. Deputy Kinsey placed his right hand on Suspect Zonver's right bicep in an effort to maintain control of Suspect Zonver so he would not run away.

When Deputy Kinsey placed his right hand on Suspect Zonver's right bicep, Suspect Zonver threw his right arm forward out of his control. Suspect Zonver bent his right arm at the elbow and closed his right hand into a fist as he spun to the left. Deputy Kinsey feared Suspect Zonver was going to turn to punch him. Deputy Kinsey used Suspect Zonver's momentum to affect a takedown.

Deputy Kinsey said Suspect Zonver landed flat onto the floor face down onto his chest and stomach. Deputy Kinsey did not see Suspect Zonver strike any chairs or tables as he fell. Deputy Kinsey fell onto his right knee as Suspect Zonver was taken down. Deputy Kinsey landed to the left side of Suspect Zonver in a

kneeling position while maintaining his posture. Deputy Kinsey said the floor where they fell was dry.

Deputy Kinsey placed Suspect Zonver's left hand behind his back without any resistance. He noticed Suspect Zonver had his right hand under his body. Deputy Kinsey gave Suspect Zonver commands to place his right hand behind his back. Suspect Zonver produced his right hand out to the side of his body. Deputy Kinsey reached out to take control of Suspect Zonver's right wrist with his right hand. Suspect Zonver resisted by tensing his right arm. Deputy Kinsey gave Suspect Zonver further commands to place his right arm behind his back. Suspect Zonver complied, and Deputy Kinsey handcuffed Suspect Zonver's hands behind his back.

Deputy Kinsey recalled broadcasting over the Sheriff's Department radio frequency that he was involved in a fight and requested assistance after Suspect Zonver was handcuffed. Deputy Kinsey also recalled Suspect Zonver kicking his feet while on the floor. Deputy Kinsey prevented Suspect Zonver from kicking and attempting to stand up by kneeling across Suspect Zonver's lower back.

IAB Note: The incident report authored by Deputy Kinsey indicated he placed his knee across Suspect Zonver's back and requested assistance while on the floor prior to Suspect Zonver being fully handcuffed.

Deputy Kinsey did not recall Suspect Zonver complaining of any pain. Deputy Kinsey said he did not consider using pepper spray (Oleoresin Capsicum) due to the likelihood patrons in the shop would be contaminated and the floor would become more slippery; however, he did consider utilizing his Taser had he not been able to maintain control of Suspect Zonver.

Deputy Kinsey stated he reported the use of force incident as required by Department policy.

On April 30, 2020, Deputy Cameron Kinsey was re-interviewed telephonically, via a conference call, by IAB investigators. Deputy Kinsey was represented by Attorney Susan Jerich during the interview.

Deputy Kinsey said that prior to contacting Suspect Zonver on September 24, 2019, no employee of Starbucks had pointed out Suspect Zonver as the trespassing disturbing party. Deputy Kinsey explained he identified Suspect Zonver as the disturbing party based on the fact he matched the description in the call, was the only male in the location, and the Starbucks manager, [redacted], had pointed out Suspect Zonver as an on-going problem to him on a prior incident in which Suspect Zonver ran away. Deputy Kinsey recalled the

identification of Suspect Zonver as the trespassing disturbing party had been made by the manager a few weeks prior to September 24, 2019.

IAB Note: Prior to September 24, 2019, Deputy Kinsey had received a call for service at the location on September 12, 2019, under incident #PLM19255-0166 [Incident History Report in Miscellaneous Documents].

Deputy Kinsey also explained he intended to detain Suspect Zonver in the back seat of his patrol car and then contact Starbucks management to obtain the private person's arrest form information had Suspect Zonver cooperated.

WITNESS STATEMENTS

[redacted]
(PLM Field Interview)

On September 24, 2019, Sergeant Anderson of Palmdale Station conducted a video recorded interview of Witness [redacted] in the field immediately following the force incident **[Exhibit B, DVD #1, PLM-Video]**. Witness [redacted] said she was working as the [redacted] when Suspect Zonver entered the store. Witness [redacted] explained Suspect Zonver had been entering the store creating disturbances on a regular basis. Witness [redacted] had personally told Suspect Zonver in the past that he was not allowed at the location. She stated he was an on-going problem. When Suspect Zonver entered the store on the date of the incident, she called Palmdale Station.

IAB Note: In the call, Witness [redacted] indicated Suspect Zonver had been advised multiple times that he was not allowed to be at the location [Exhibit B, DVD #1, Call to PLM Station].

Witness [redacted] was behind the counter when Deputy Kinsey entered the store and contacted Suspect Zonver who was seated at a table against the wall. Deputy Kinsey spoke with Suspect Zonver in an effort to get him to leave, and he asked Suspect Zonver to put his phone down. Witness [redacted] stated Suspect Zonver began babbling and saying something to the effect of, "I'm not doing anything." Suspect Zonver stood up when Deputy Kinsey attempted to grab both Suspect Zonver's arms. As Deputy Kinsey was placing Suspect Zonver's arms behind his (Suspect Zonver's) back, Suspect Zonver pulled his arms away from Deputy Kinsey's hold. Witness [redacted] said Suspect Zonver did not want to place his hands behind his back and resisted. Deputy Kinsey took Suspect Zonver down to the floor. Deputy Kinsey went down to the floor with Suspect Zonver and landed to the side of him. Witness [redacted] said Suspect Zonver

continued to resist. She saw Suspect Zonver kicking his feet while refusing to place his hands behind his (Suspect Zonver's) back. Deputy Kinsey placed his knee on top of Suspect Zonver's back to hold him down and handcuffed him. Witness [redacted] explained Suspect Zonver remained on the floor until additional deputy personal arrived and walked Suspect Zonver out of the store.

Witness [redacted]
(PLM Field Interview)

On September 24, 2019, Sergeant Anderson of Palmdale Station conducted a video recorded interview of Witness [redacted] in the field immediately following the force incident **[Exhibit B, DVD #1, PLM-Video]**. Witness [redacted] explained she had just stepped out to the front counter of the store, from the supply room, when she saw Deputy Kinsey talking to Suspect Zonver. From behind the front counter, she saw Suspect Zonver sitting down, and she heard Deputy Kinsey ask Suspect Zonver to place his hands behind his back. Suspect Zonver stood up, resisted placing his hands behind his back, and Deputy Kinsey "dropped" Suspect Zonver down to the floor. Suspect Zonver fell face down onto his stomach. Deputy Kinsey placed himself to the side of Suspect Zonver and used his knee to prevent Suspect Zonver from getting up, while attempting to place Suspect Zonver's hands behind his back. Witness [redacted] said she heard Deputy Kinsey give Suspect Zonver several commands to place his hands behind his back. Witness [redacted] walked back the supply room and did not observe Suspect Zonver being handcuffed.

Witness [redacted]
(PLM Field Interview)

On September 24, 2019, Sergeant Anderson of Palmdale Station conducted a video recorded interview of Witness [redacted] in the field immediately following the force incident **[Exhibit B, DVD #1, PLM Video]**. Witness [redacted] explained she was seated at a table inside Starbucks when Deputy Kinsey entered and contacted Suspect Zonver who was seated at a table in front of her. Deputy Kinsey greeted Suspect Zonver by saying, "Hello John," and asked Suspect Zonver to put his phone down. Witness [redacted] said Suspect Zonver began making "excuses" and did not comply with Deputy Kinsey's repeated requests for him to put the phone down.

Witness [redacted] said she believed Deputy Kinsey took the phone from Suspect Zonver and set it on the table. Suspect Zonver began to speak louder, denied doing "anything," and appeared to be getting agitated. When Deputy Kinsey took hold of Suspect Zonver's hands, Suspect Zonver did not "willingly" place his hands behind his back. Suspect Zonver stood up and struggled. Deputy Kinsey managed to get one of Suspect Zonver's wrists handcuffed behind his (Suspect Zonver's) back. Suspect Zonver was then "flipped over" and placed face down onto his stomach on the floor. Witness [redacted] was unsure of the manner in

which Suspect Zonver was taken down to the floor. Witness [redacted] said one chair was "toppled over" during the incident. Witness [redacted] said Deputy Kinsey managed to get Suspect Zonver's other hand handcuffed behind his back and waited for additional deputy personnel to arrive before taking Suspect Zonver outside.

Witness [redacted]
(PLM Field Interview)

On September 24, 2019, Sergeant Anderson of Palmdale Station conducted a video recorded interview of a 15 year old female (hereafter referred to as the Minor) **[Exhibit B, DVD #1, PLM-Video]**. The Minor explained she was sitting down inside Starbucks looking at her phone when Deputy Kinsey entered and contacted Suspect Zonver who was seated at a table against the wall. The Minor heard Deputy Kinsey ask Suspect Zonver to stand up. The Minor said Suspect Zonver began to make "excuses" for not standing. Suspect Zonver said something to the effect of, "I'm good." The Minor heard Deputy Kinsey continue to tell Suspect Zonver to "get up." Suspect Zonver continued to make "excuses" and did not immediately comply. Suspect Zonver eventually stood up and began to talk to Deputy Kinsey. While continuing to speak to Suspect Zonver, the Minor heard Deputy Kinsey tell him to "turn around." The Minor said Suspect Zonver did not turn around. The Minor said she went back to looking at her phone. Within approximately one second, the Minor looked back up to see Suspect Zonver on the floor after she heard him fall.

The Minor said Suspect Zonver was on the floor lying on his stomach, and Deputy Kinsey was pinning him down. She saw Suspect Zonver kicking his legs and heard Deputy Kinsey tell him to stop kicking. The Minor did not see Suspect Zonver being handcuffed; although, the Minor stated she heard the "clinking" of handcuffs being applied to Suspect Zonver while he was on the floor. The Minor said Suspect Zonver was stood up and walked out of the store upon the arrival of additional deputy personnel.

[redacted]

On December 16, 2019, IAB investigators interviewed Witness [redacted] over the phone. Witness [redacted] explained she had been allowing Suspect Zonver to stay at her residence during the month of September 2019, prior to Suspect Zonver's arrest. She last saw Suspect Zonver on Saturday, September 21, 2019, at approximately 8:00 am. Witness [redacted] said Suspect Zonver had been acting erratic due to methamphetamine use on that day. She said she dropped him off in the Burger King parking lot, located at East Avenue R and 47th Street East, and drove off. Witness [redacted] explained she only allowed Suspect Zonver to stay with her when he was "sober."

Witness [redacted] stated Suspect Zonver suffered from mental illness and believed he was bi-polar. She said Suspect Zonver did not have any broken bones when she last saw him, and she was unaware of any shoulder injury he may have had. Witness [redacted] explained Suspect Zonver picks his face, arms, and hands to the point it causes sores, when he uses methamphetamine.

SUSPECT STATEMENT

John Zonver
(PLM Field Interview)

On September 24, 2019, Sergeant Eric Eitner, #[redacted] of Palmdale Station conducted a video recorded interview of Suspect Zonver in the field immediately following the force incident **[Exhibit B, DVD #1, PLM-Video]**. Suspect Zonver stated he was not injured; however, he complained of pain to his left shoulder from being "slammed" to the ground and felt pain to the left side of his head. During the interview, Suspect Zonver rambled and claimed he was not trespassing at the location. He told Sergeant Eitner that he (Sergeant Eitner) was under arrest for trespassing.

> **IAB Note:** **Suspect Zonver's interview was not transcribed due to his unclear rambling speech.**

John Zonver
(PLM WC Interview)

On September 24, 2019, Lieutenant Toan Duong, #[redacted], of Palmdale Station conducted a video recorded interview of Suspect Zonver in the Palmdale Station jail following the force incident **[Exhibit B, DVD #1, PLM-Video]**. Suspect Zonver explained his shoulder was injured when he fell. He claimed it was an accident and he did not resist. Additionally, Suspect Zonver claimed his injury occurred a couple of years ago when he bumped into a door.

Suspect Zonver said he was previously under psychiatric care for a bi-polar disorder. During the interview, Suspect Zonver's speech was not clear. He mumbled, cried, and rambled when speaking.

> **IAB Note:** **Suspect Zonver's interview was not transcribed due to his crying and unclear rambling and speech.**

John Zonver

On September 24, 2019, IAB investigators interviewed Suspect Zonver inside the Palmdale Station jail **[Exhibit B, DVD #2]**. Suspect Zonver said he was seated inside the Starbucks Coffee shop listening to music through headphones. He heard Deputy Kinsey request he stand up and step outside so they could talk. Suspect Zonver explained Deputy Kinsey grabbed his (Suspect Zonver's) hands as he stood up. Suspect Zonver then slipped and fell on the ground. Suspect Zonver could not recall how he fell. He indicated his left shoulder struck the ground first. Suspect Zonver claimed he was not resisting, and both he and Deputy Kinsey, accidentally fell. Suspect Zonver believed the floor where he fell was slippery.

Suspect Zonver complained of pain to the left side of his head and left shoulder. Suspect Zonver indicated his head also hit the ground during the fall. Suspect Zonver stated the abrasions on his face and open sores on his right arm were not a result of the force incident.

Suspect Zonver claimed he was not under the influence of alcohol or narcotics at the time of the use of force incident; however, Suspect Zonver admitted having a history of using methamphetamine. Suspect Zonver said he did not suffer from any mental disorders.

During the interview, Suspect Zonver could not sit still in his seat. He twitched his fingers, licked his lips, tapped his feet on the ground, and moved side to side in his seat. Suspect Zonver also mumbled and rambled throughout the interview **[Exhibit B, DVD #2]**.

ADDITIONAL INFORMATION

Deputy Kinsey's side handle baton was inside his patrol car at the time the use of force occurred.